

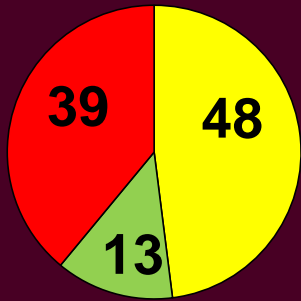
Waste Permitting, Compliance and Mitigation Division

**Discussion Of Local Enforcement
Agency Evaluations**

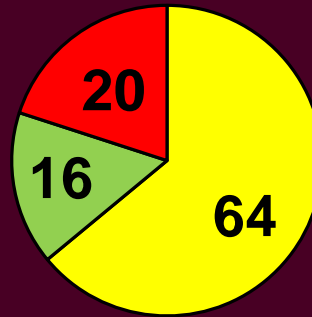
Sacramento, CA

May 2014

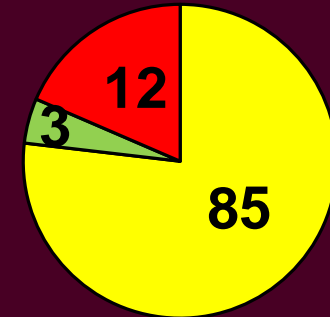
Evaluation Cycle Comparison



Third Cycle



Fourth Cycle



Fifth Cycle

- **Fulfilling Duties**
- **Fulfilling Most Duties**
- **Work Plan**

LEA Evaluation Results

Compliance Trends (Attachment 2)

- **51 Fulfilled All Duties**
16 more than last (4th) cycle
- **2 Fulfilling “Most” Duties**
7 less than last cycle.
- **7 Required Evaluation Workplans**
4 less than last cycle.
3 required workplans in both cycles; 2 less than last cycle.

5th Cycle LEA Evaluation Findings

Finding 1: Failed to exercise due diligence in the inspections

- 5 findings 5th Cycle
- 10 findings 4th Cycle
- 13 findings 3rd Cycle

Finding 2: Intentionally misrepresented the results of inspections

- 0 findings 5th Cycle
- 0 findings 4th Cycle
- 1 findings 3rd Cycle

5th Cycle LEA Evaluation Findings

Finding 3: Failed to prepare or caused to be prepared permits, permit revisions, or closure plans

- 6 findings 5th Cycle
- 13 findings 4th Cycle
- 17 findings 3rd Cycle

Finding 4: Approved permits, permit revisions, or closure plans which are not consistent with statute

- 0 findings 5th, 4th, 3rd Cycles

Finding 5: Failed to take appropriate enforcement action

- 3 findings 5th Cycle
- 7 findings 4th Cycle
- 11 findings 3rd Cycle

5th Cycle LEA Evaluation Findings

Finding 6: Failed to comply with, or has taken actions inconsistent with, or unauthorized by statute or regulations

- 3 findings 5th Cycle
- 0 findings 4th Cycle
- 3 findings 3rd Cycle

Maintaining Certification Requirements:

- 6 findings/issues 5th Cycle
- 10 findings 4th Cycle
- 15 findings 3rd Cycle

Changes Since Last Cycle

The evaluation process has remained essentially the same cycle to cycle, except for:

- Efficiencies to data gathering and verification process

- LEAs are performing better and have more regulations to enforce, i.e. landfill gas regulations

- CalRecycle staff are identifying potential issues early so that additional assistance can be provided before an issue becomes an LEA Evaluation Finding

- CalRecycle staffing to identify issues early and to perform LEA Training and Assistance is critical to help LEAs address performance issues and maintain the positive trend.**

Comments & Questions